

SPECIAL CITY COUNCIL MEETING  
MARCH 18, 1991

PRESENT

Don Dafoe  
Wesley J. Bloomfield  
Gayle Bunker  
Robert Dekker  
Robert Droubay

Mayor  
Council Member  
Council Member  
Council Member  
Council Member

ABSENT

Rex Harris

Council Member

OTHERS PRESENT

Dorothy Jeffery  
Richard Waddingham  
Gary Olsen  
Wayne M. Saltzgiver  
Jack Fowles  
Roger Bliss  
Darlene Bliss  
Claudia Bassett  
Matthew Bassett  
Scott P. Bassett  
Keith T. Griffiths  
Ken Topham  
LaMar Carroll  
Jill Carroll  
Kim Ray Pittman  
Ruth Hansen  
Ken Rand  
Tom Chandler  
Jim Pierson  
Jacob Swalberg  
Dean Swalberg  
Jetta Swalberg  
Julie Hobson  
Alan Riding  
Neil Forster  
Dennis Leavitt  
Linda Beard  
Terry Finlinson  
Sheryl Dekker  
Rita Byrd  
Peggy Overson  
Stacey Pollock  
Bill Pollock  
Marilu Robison

City Recorder  
City Attorney  
Mountain Fuel Supply  
Mountain Fuel Supply  
Citizen  
Citizen  
Citizen  
Citizen  
Citizen  
Prinicpal, Delta North Elem.  
Millard School District  
Superintendent, Millard School  
Citizen  
Citizen  
Citizen  
Citizen  
Chronicle/Progress  
Citizen  
Citizen  
Citizen  
Citizen  
Citizen  
Citizen  
Asst. Public Works Director  
Public Works Director  
Delta City  
Citizen, Parent  
Citizen, Teacher  
Citizen  
Citizen  
Citizen  
Citizen  
Citizen, Parent

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Mayor Dafoe called the meeting to order at 7:00 p.m. Dorothy Jeffery, City Recorder, acted as secretary. Mayor Dafoe stated that notice of the meeting time, place and agenda was posted at the principal office of the governing body located at 76 North 200 West and was provided to the Millard County Chronicle/Progress, the local radio station, KNAK, and to each member of the City Council by personal delivery two days prior to the meeting.

Council Member Wesley Bloomfield offered an invocation, after which Mayor Dafoe led the Council in the Pledge of Allegiance.

BOARD OF EDUCATION MEMBERS: PROPOSED SCHEMATIC DESIGN AND LOCATION OF NEW DELTA NORTH ELEMENTARY SCHOOL

Mayor Dafoe welcomed the Millard School District Board and began discussion of the proposed location for a new Delta North Elementary School by reading the following letter from Superintendent Kenneth M. Topham:

Dear Mayor and Council Members:

The Millard Board of Education would like to request, in order to build a new Delta North Elementary School on the present site, that 100 East be closed from the north boundary of the Alfred Lake property to the north boundary of Amy Wright's property. In addition, close 100 North from 150 East to the Delta North Elementary School property. We have reviewed with our architect the location of the school and have found that we do not need to move the storm drain nor culinary water line. We also advise you that we will be adjusting and up-dating 150 East and will build a road from where 100 East is to be closed over to 150 East. After additional study we would leave our bus loading and unloading zone where it is presently located behind the existing Delta North Elementary School.

We are suggesting that, until we can purchase the Velda Timm and Amy Wright properties, we close one-half of 100 North only and leave 100 East open until that above properties are acquired.

We appreciate your consideration on this matter and will be available to discuss it with the City Council on Monday, March 18, 1991.

Mayor Dafoe then asked Superintendent Topham to discuss the proposed schematic design and location of a new Delta North Elementary School.

Superintendent Topham displayed a drawing of the proposed Delta North Elementary Site and discussed the requests mentioned in the above letter.

Mr. Topham explained there were concerns regarding the placement of a school at the present location over the storm drains, water lines, and telephone cable; however, he said that the architect said that the school can be placed at the present location without interfering with those lines.

Mr. Topham then requested that the City Council schedule a Public Hearing to receive public comment to determine whether certain streets located at 100 North 150 East should be vacate to allow a new Delta North Elementary School to be built on the proposed location.

Mayor Dafoe asked for comments from those in attendance.

Allen Wardle, Contel, said that his office has not been contacted to discuss the telephone cable that is located through the proposed location. He requested that he be allowed to review the plans before they are finalized. Superintendent Topham agreed to do so.

Public Works Director Neil Forster expressed concern regarding the adequacy of 150 East Street, which is 33 feet wide, and its ability to handle increased traffic.

Discussion was held regarding surface drainage to the storm drain on 100 East. Mr. Topham said drainage would be adequate.

Irrigation water was also addressed and Mr. Topham said that residents in that area presently using irrigation water can continue to do so.

Mayor Dafoe said that he is concerned about closing streets and about the safety of having an elementary school on Main Street.

Superintendent Topham said that the proposed location is the best location for the Delta North Elementary School.

Mayor Dafoe asked for a show of hands in favor of the proposed location. The majority of those in attendance voted for the proposed location.

Mayor Dafoe and Superintendent Topham responded to questions and comments from the public.

Following further discussion, Council Member Robert Droubay MOVED to set a Public Hearing to receive public comment to determine whether certain streets located at 100 North 150 East should be vacated to allow a new Delta North Elementary School to be built on the proposed location for Monday, April 15, 1991, at 6:30 p.m. The motion was SECONDED by Council Member Gayle Bunker. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

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ATTORNEY RICHARD WADDINGHAM: PROPOSED ORDINANCE GRANTING TO MOUNTAIN FUEL SUPPLY COMPANY A NON-EXCLUSIVE FRANCHISE FOR THE CONSTRUCTION, MAINTENANCE, AND OPERATION OF A GAS DISTRIBUTION SYSTEM IN THE CITY OF DELTA

Mayor Dafoe asked Attorney Richard Waddingham to present a proposed ordinance granting to Mountain Fuel Supply Company a non-exclusive franchise for the construction, maintenance, and operation of a gas distribution system in the City of Delta.

Attorney Richard Waddingham presented a proposed ordinance entitled:

ORDINANCE NO. 91-132

FRANCHISE - MOUNTAIN FUEL SUPPLY COMPANY

AN ORDINANCE GRANTING TO MOUNTAIN FUEL SUPPLY COMPANY, A UTAH CORPORATION, A FRANCHISE FOR THE CONSTRUCTION, MAINTENANCE, AND OPERATION OF A GAS DISTRIBUTION SYSTEM IN THE CITY OF DELTA, MILLARD COUNTY, STATE OF UTAH.

Discussion was held regarding a franchise tax. However, Attorney Waddingham explained there is not a uniform franchise tax ordinance that allows Delta City to put a utility tax in place. Mr. Waddingham recommended that the Council adopt a uniform ordinance regarding any type of franchise tax.

Under a Gentlemen's Agreement, the Council agreed not to impose a franchise tax on Mountain Fuel Supply for a two-year period.

Wayne Saltzgiver, Representative of Mountain Fuel, went on record as saying that it was a non-exclusive franchise.

Following discussion, Council Member Robert Dekker MOVED to adopt Ordinance No. 91-132 as presented. The motion was SECONDED by Council Member Gayle Bunker. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a roll call vote. The voting was as follows:

Council Member Wesley Bloomfield	Yes
Council Member Gayle Bunker	Yes
Council Member Robert Dekker	Yes
Council Member Robert Droubay	Yes
Council Member Rex Harris	Absent

Mayor Dafoe signed the ordinance and it was attested by City Recorder Dorothy Jeffery.


Mayor Dafoe asked if there were any comments, questions or items to be discussed. There being none, Council Member Wesley Bloomfield MOVED to adjourn. The motion was SECONDED by Council Member Robert Droubay. Mayor Dafoe asked if there were any comments or questions

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regarding the motion. There being none, he called for a vote. The motion passed unanimously. Mayor Dafoe declared the meeting adjourned at 8:30 p.m.

  
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DON DAFOE, Mayor

  
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DOROTHY JEFFERY  
Delta City Recorder

MINUTES APPROVED: SCCM 4-15-91